



General Assembly

February Session, 2002

Amendment

LCO No. 5085

SB0058705085HD0

Offered by:

REP. HAMM, 34th Dist.

REP. O'ROURKE, 32nd Dist.

REP. SERRA, 33rd Dist.

REP. RACZKA, 100th Dist.

SEN. CIOTTO, 9th Dist.

SEN. GAFFEY, 13th Dist.

To: Senate Bill No. 587

File No. 458

Cal. No. 372

"AN ACT CONCERNING SPECIAL PAROLE."

1 After line 27, add the following:

2 "Sec. 2. Section 46b-148 of the general statutes is repealed and the
3 following is substituted in lieu thereof (*Effective October 1, 2002*):

4 When a child whose family has been adjudicated as a family with
5 service needs in accordance with section 46b-149 violates any valid
6 order which regulates future conduct of the child made by the court
7 following such an adjudication, a probation officer, on receipt of a
8 complaint setting forth facts alleging such a violation, or on [his] such
9 probation officer's own motion on the basis of [his] such probation
10 officer's knowledge of such a violation, may file a petition with the
11 court alleging that the child has committed a delinquent act by reason
12 of having violated a valid court order and setting forth the facts
13 claimed to constitute such a violation. Such child may be processed as
14 any other delinquent child under this chapter, except that (1) such

15 child shall not be held in detention prior to a hearing on such petition
16 for more than seventy-two hours excluding Saturdays, Sundays and
17 holidays; and (2) in entering any order that directs or authorizes
18 placement in a facility under the auspices of the Office of Alternative
19 Sanctions or commitment to the Department of Children and Families,
20 the judge shall make a determination that there is no less restrictive
21 alternative appropriate to the needs of the child and the community.
22 Notwithstanding the provisions of this section, no such child shall be
23 sentenced to or placed in the Connecticut Juvenile Training School
24 unless the child has previously been placed in a residential facility in
25 the state under a contract with the Department of Children and
26 Families and such placement has failed to positively alter the child's
27 behavior."